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## FAX TRANSMISSION COVER SHEET

Date: April 4, 2005  
To: United States Patent and Trademark Office  
Art Unit 2828  
Fax: 703-872-9306  
Phone:  
Re: Application No. 10/026,020  
Amendment and Response to Final Office Action  
Sender: Mandy Lomeli for Carl T. Reed

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YOU SHOULD RECEIVE 18 PAGE(S), INCLUDING THIS COVER SHEET. IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL 801-533-9800

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PATENT APPLICATION  
Docket No. 15436.436.5

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of	)	
	)	
Ralph H. Johnson	)	
	)	
Serial No.:	10/026,020	) Art Unit
		) 2828
Filed:	December 27, 2001	)
	)	
Conf. No.:	6112	)
	)	
For:	VERTICAL CAVITY SURFACE EMITTING	)
	LASER INCLUDING INDIUM AND	)
	ANTIMONY IN THE ACTIVE REGION	)
	)	
Examiner:	Dung T. Nguyen	)
	)	
Customer No.:	022913	)
	)	

APR 04 2005

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that the following documents are being facsimile transmitted to United States Patent and Trademark Office at Fax No. 703.872.9306:

- Transmittal for Request for Continued Examination (3 pages)
- Amendment and Response to Final Office Action
- Petition for an Extension of Time (2 pages)
- Form PTO-2038 submitting payment in the amount of \$1,240

Dated this 4<sup>th</sup> day of April 2005.

Respectfully submitted,

  
 CARL T. REED  
 Attorney for Applicant  
 Registration No. 45,454  
 Customer No. 022913  
 Telephone No. 801.533.9800

CTR:dfw  
DFW0000013508V001

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PATENT APPLICATION  
 Docket No. 15436.436.5

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**CENTRAL FAX CENTER**

In re application of

APR 04 2005

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Examiner:	Dung T. Nguyen	)
Customer No.:	022913	)

**TRANSMITTAL FOR REQUEST FOR CONTINUED EXAMINATION**

Mail Stop RCE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 for the above-identified application.

01 FC:1001

790.00 09

**A. Instructions and Agreements**

\* Admitted only in California  
 \*\* Admitted only in Virginia

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Enter the Amendment under 37 CFR § 1.116, previously filed on \_\_\_\_\_.

This application is entitled to Small Entity Status under 37 CFR §§ 1.9 and 1.27.

B. Enclosed

An Amendment and Response to Final Office Action for entry in the present application.

To render this RCE timely filed, enclosed is a Petition for Two-Month Extension of Time.

A Certificate of Facsimile .

A Request for Nonpublication of Application.

An Associate Power of Attorney.

C. Payments

Form PTO-2038 submitting payment in the amount of \$1,240.00 is enclosed to cover the following fees:

the \$790.00 RCE filing fee pursuant to 37 CFR § 1.17(e); and

the \$450.00 petition fee for the two-month extension of time.

Please debit Deposit Account No. 23-3178 in the amount of \$\_\_\_\_\_ for the government filing fee.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.

Any additional filing fees required under 37 CFR § 1.16.

Any patent application processing fees under 37 CFR § 1.17.

The issue fee set forth in 37 CFR § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR § 1.311(b).

A duplicate copy of this letter is enclosed.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

April 4, 2005  
Page 3

Dated this 4<sup>th</sup> day of April 2005.

Respectfully submitted,



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CTR:dw  
DW0000013508V001